

1 James Lynn O'Hines 197067
 2 ASPC Floronco Eymen Complex SmuT.
 3 Box I O 40 SmuT
 4 Floronco Jr. 85232, #
 5 21. K.A. Jackson Malloy K86489

| | |
|---------------------------------|--|
| FILED | |
| APR 18 2008 | |
| CLERK, U.S. DISTRICT COURT | |
| SOUTHERN DISTRICT OF CALIFORNIA | |
| BY KOT DEPUTY | |

'08 CV 0726 BEN BLM

7 Southern District Federal Courts of Calif.
 8 880 Front Street Ste 4290
 9 San Diego Ca 92101-8900. #.

11 San Diego County Courts Superior Div.
 12 330 W. Broadway
 13 San Diego Ca. 92101-3827

15 Mr. James Lynn O'Hines 197067

Torts at 362 §

Personal Injury Medical
Mal practice.

16 ✓.
17 A.S.P.C. Warden, Dir. Dept of Corr.,

Prisoner Petitions at 540 §
Mandamus and Other:

18 Atascadero State Hospital & et al.

19 25; Ontiveros, Schriro, and P.O.A. Union."

Social Security at 864 §

20 San Luis Obispo to San Diego

Title XVI.

21 Santa Barbara to Maricopa and Pinal

22 28 USC § 1367 for Comptors Diversity 28 USC § 1332 for

23 Transient Officers Does I to approx 45. #

Social Security at 864 §

24

A. Jurisdiction.

25 This Court(s) have jurisdiction by Venue and plaintiff and
defendant(s) residencehip as fully applicable under statute:

26 28 USC § 1333 for Controversy over \$175,000. or more in controversy sought by 42 USC § 1331

CF

1 This Court has jurisdiction over this action pursuant to:

2 28 USC § 1343 (a) (3) : 42 USC § 1983

3 28 USC § 1331 Bivens v. Six unknown Federal
4 Narcotics Agents 403 US 388 (1971).

5 28 USC § 1631 - 1651 transfer of custody, venue,
6 and injunctions for T.R.O.'s and garnishments.

7

8 Cause of Action? :

9 Constitutional or Other Federal Civil Right Violation? XIV, ¹⁴

10 Amend: Deprivation of life liberty w/out due process, equal protection.

11 What? Unusual punishments inflicted VIII ^{8th} Amend. Pro-conceal
12 conspiracy in a protected activity.

13 Who? Inter-state Compact Corrections Agents and
14 Plaintiff. plaintiff's Mother. plaintiff's child.

15 How? By 28 USC §§ 2510 - 2520 audio video surveillance
16 as a tracking device.

17 When? 1982 - 89. 1996 - 99. 2004 to 2008 to 2010 E.P.R.O.

18

19 Where? State to State Missouri, California, Arizona.

20 Why? Child Custody and Los Angeles Brentwood Homocides Racially
21 Motivated from 1982 - 1989 - 1996 - 1999 to 2004 to 2008 "Seminoles"

22 Case at law? Chicago Miracle Temple Church Inc v. Fox. NO JLL.

23 1995 Q05 F Supp 1333 pre-conceived conspiracy ~~conspiracy~~ 7.5 (1)

24 Prisoner-Plaintiff Rights Violations? The Right to remain free from
25 association of state local officers practicing oppression for
26 Religious, Racial, or Sexual reasons and to not be denied
27 access to the courts for compensation fair and impartial
28 Venuo by a Judge, Jury nor be denied access to attorney.

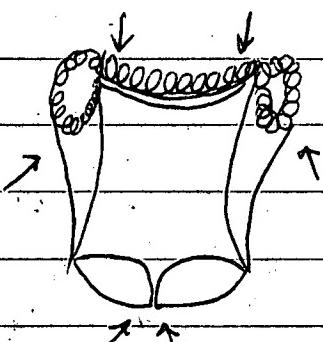
1 Who? Defendants(s) as listed Numerous F.R.C.P. § 6
2 and special defendant Kenneth Kempster (aka Cole) at
3 Missouri Florida California and Illinois * 5th Judicial Cir.
4 2nd cousin 1st cousin to Mother Seminole Indian of Illinois.
5 Springfield State Capital Records Archives Tommy Pierson and Cole Pierson
6 aka "Crazy Mary" P.O.A. Mississippi 1950's KKK Homicide.
7 Grandmother and Great Grandmother to special defendant and
8 plaintiff. (Intervenor).
9

10 Who? Pre-Ethanol gasoline sales at Cole Acres Farms Mortise Co.
11 Illinois Cole County Illinois Macon County Illinois to Des Moines
12 Iowa to DeKalb Illinois. (1982 to 2008 retroactively.)
13

14 Where? State to State Illinois, Florida, Missouri, California, Arizona.
15

16 How? By surveillance tactical units audio video technologies use
17 of names(s) and a.k.a.s in Maze lock areas of Narcotics
18 use and sales with police succinctly to infringe upon domain
19 out of custody in public private residence and deny life,
20 liberty interests of parental custody in custody child neglect /
21 and abuse by investigators generally. Increased risks of hazardous
22 health, denied options of medical treatments and alternative sentencing.
23

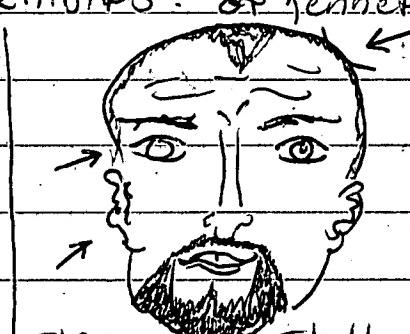
24 Why? To impose a Church-State, above law and Order, immunity
25 clause that enforces Christian - Judaism Identity censorship and Reversely
26 Discriminates by Union Activity to obstruct and oppress for leeway
27 of Ins violations access to Education, chemicals, and property
28 for public to private financial gains.

"Exhibits" of Kenneth Cole

Special snags ↓ arrows ↑

Red swim suit 7 yrs

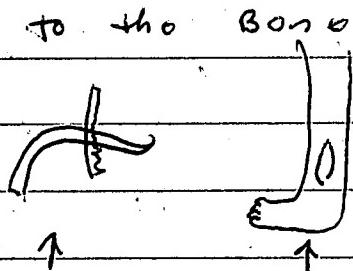
7 yr old daughter Kimberly



Scars on skull

Blind right eye

Scars Right ear

Infusions high + Blindness
ear by toxic poisons

Right thigh

Left

wrist

Scars on legs

Medical mispractice

1985 - 2005

AMA optional medical:

Signature denied; and

10 cc cancer by radiation

(twice) "sexual assault"

a — () — →

Hospital surgeon
UCSD

RJO Infirmary arrest

24 Hr Care Clayton Big Bend Rd.

5-15-97 4-2004

11/97 to 1/1/8

1989 to 1990, 1982*

Petitioner

Petitioner

Petitioners Mother 49 yrs old.

County Jail 10-9-04 *

Sgt Harmon A 5390 *

A.D.C. Ad seg 3-6-05 *

Warden / Deputy Warden /

Administrator

Signed Investigatory Contract

Good Samaritan
10-7-04 Hospital arrestA DDC custody.
10-30-05 Hospital

Maricopa County Jail or Ad seg

1959 circ photos (Items illegally seized) Song lyrics approx 2000*

Uncle Freddy Hurt

6-99* and 10-99*

total 1990-1997 to 2004 AD

Cousin Dolly Parrot

Corcoran Stu family visit

San Diego, Phoenix Nurseries

Mother Linda Sue Hines

9 yr. old female child

Signed w churches at Tom

Father J. Daniel Hines

C/O Cindy Smith % A. Collier

Metzger Alpine Cr.

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also those ~~good~~ factors) ~~very much~~ ~~good~~ ~~good~~

~~Curriculum of study~~

Count Six 6

Constitutional or other civil federal Right That is/was/has been
Violated: Homocides by female % of S.L.A Terrorist Sexual Group.
Mother of Plaintiff: Mrs. Linda Sue Person Hinis DOB 1942. B'nai Birth
Child of Plaintiff: Ms. Kimmy hee hee DOB 1990. Alexis Bros. Hosp.
The right to not be selected as genocide candidate for Race, Religion, sex.

Cause of Action? Failed Family Visit:

Wrongful Death(s). Radiation 10 C.C. sexual assaults 1982 to 1989.

A.R.S. 36-339 (c)(3) Missing Child D.O.A. by: (Hot shot GHB & meth.) MIA.

Since 6-99-10-99 SUPPORTING FACTS? at Corcoran State Prison CMA(cc).

Who?: Defendant(s) as "The Smith Family". % Cindy Smith "The Henderson Family" Mrs. Stuart Wagner Henderson "The Gaston Family" Suzie Q and Ricky aka JJ Walker. or / Jaffo MO Inc.

What? Video-sexual-assault 10 cc syringe. provided by Rachel Pook Gerald Shortt and Norman Richtor and Dr. Miller-Jaffo Barnes Hospital. St. Louis Mo. (Corcoran Calif)[#]

When? 1982 to 1989; 1990 to 1997 to 1999 Oct., (1999 June), and, Sept. 2004 to Oct 2004 (In Phoenix) to 2005.[#]

Where? Webster Groves Mo Crestwood Mo San Diego Ca. Phoenix Az. (Corcoran Calif)[#]
(C.C. Calif Mod Assoc., R.N. Irene Zimmerman McDonald.) Note.

How? Injection by syringe for "Carasta Gamo" Grand Ave St. Louis Mo. A.I.F.
5 USCA § 551 Federal Agency Barnettwork Lawyer Licensed Operators.

Why? Vindictive Retaliation of Jewish Mason philosophy by Cabala. for Witchcrafts.[#]

Injury?

Denied property Estate value \$ 450,000.00 100 yr. Residence Webster Groves, Mo.

Denied favored beneficiary status of codicil to a Will \$ 100,000.00

Denied Fathers Right Parental custody by defendants. Hito, Liberty, Interests.

Exhaustion of Remedies? Yes.

11/13/06. Overfamiliarity Reported to Deputy Warden Johnson, Transcrip %
w/ M.C.S. Carnival Spring Valley Calif -- Yuma Az. Paramount Co.

Los Angeles County.[#]

1 Supporting Facts: (500= Campionino Case San Diego
 2 East County (I/m Ronni Immrn). Mexican vs. White over
 3 sexual rape.) and 1985 Jumbo Martinez Gay Hate Crime
 4 Victim San Diego 4th & Broadway). no priors. defendants.
 5 The use of audio video surveillance by Poway

6 Pomerado Rd Cupr String fellow aka. "Dutch Schulz productions"

7 w/ defendants to instructionally advise S.W.O.L parolees
 8 from Board & Care Home to fight one and same Ed.

9 "Quintana" Hernandez on 10-7-04 w/ San Diego SSU

10 Synd for rape, kidnapping of juvenile female child.

11 The continued manipulations by /at with defendant(s)

12 and plaintiff over drug sales and use to be engaged in

13 a violent altercation w/ amnesia condition from State

14 Hospital over familiarized w/ defendant from scenarios

15 of "lost expectations", theft of social security funds and

16 controversy of quality health care as medical Medicaid

17 recipient and visually impaired prisoner parolee obstructs

18 and oppresses plaintiff. In and Out of Custody.

19 The failure to stop has resulted in Rule Violations Report

20 thus contradictory and false deny equal protection at

21 Florence Eymen Smith Complex from San Diego.

22 Address of Impairment Attached to:

23 Injury? (5/15/07 UCSD Hosp 4/2004) (10/7/04 Good Samaritan

24 Hosp #) Oct, Nov. 2005 PHX Gen. Co-Hosp. Apache-Jct. Hosp.).

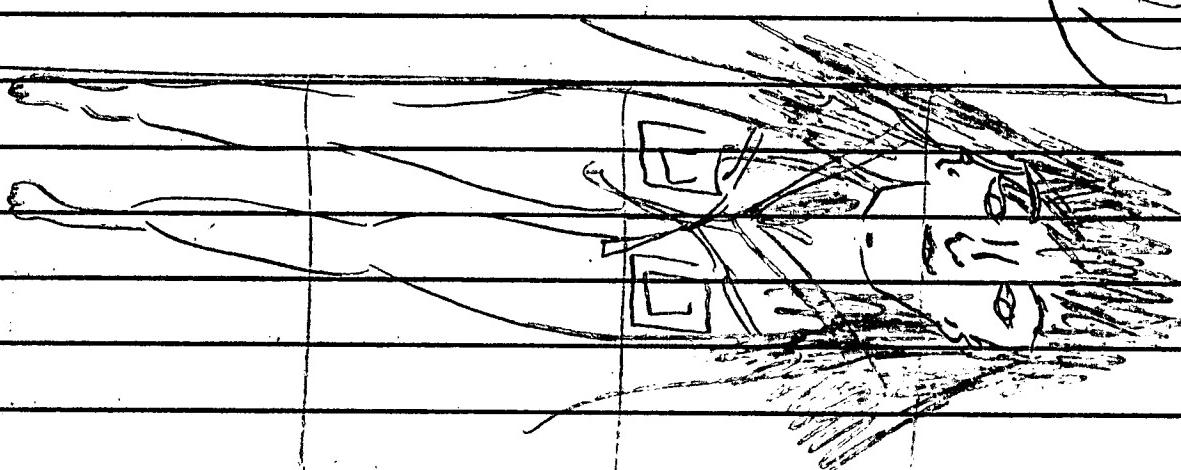
25 Immigrant Danger? Without Federal conversion of custody Yes.

26 w/priors from 1984 St. Louis Mo. Clayman Hospital)

27 Exhumation of Remondos and Request for Relief? As of 11/13/06

28 Financial Compensatory and punitive damages \$250,000.00

29 500.00 a day \$25,000.00 a mo. (42 u.s.c § 1396 r.)



(2)

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

I (a) PLAINTIFFS

James Lynn O'Hines

DEFENDANTS

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF
(EXCEPT IN U.S. PLAINTIFF CASES)

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT
(IN U.S. PLAINTIFF CASES ONLY)

Warden SOUTHERN DISTRICT OF CALIFORNIA
BY KMT DEPUTY

APR 18 2008

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

James Lynn O'Hines
PO Box 3400
Florence, AZ 85232
197067

ATTORNEYS (IF KNOWN)

'08 CV 0726 BEN BLM

II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

- 1 U.S. Government Plaintiff 3 Federal Question
(U.S. Government Not a Party)
- 2 U.S. Government Defendant 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT
(For Diversity Cases Only))

- | | | | |
|---|--|---|--|
| Citizen of This State | <input type="checkbox"/> PT <input type="checkbox"/> DEF | Incorporated or Principal Place of Business in This State | <input type="checkbox"/> PT <input type="checkbox"/> DEF |
| Citizen of Another State | <input type="checkbox"/> 1 <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 <input type="checkbox"/> 6 |

IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

28 USC 1331

V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

| CONTRACT | TORTS | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES |
|---|--|---|--|--|
| <input type="checkbox"/> 110 Insurance | PERSONAL INJURY | PERSONAL INJURY | PROPERTY RIGHTS | <input type="checkbox"/> 400 State Reappointment |
| <input type="checkbox"/> 120 Marine | <input type="checkbox"/> 310 Airplane | <input type="checkbox"/> 362 Personal Injury - Medical Malpractice | <input type="checkbox"/> 422 Appeal 28 USC 158 | <input type="checkbox"/> 410 Antitrust |
| <input type="checkbox"/> 130 Miller Act | <input type="checkbox"/> 315 Airplane Product Liability | <input type="checkbox"/> 365 Personal Injury - Product Liability | <input type="checkbox"/> 423 Withdrawal 28 USC 157 | <input type="checkbox"/> 430 Banks and Banking |
| <input type="checkbox"/> 140 Negotiable Instrument | <input type="checkbox"/> 320 Assault, Libel & Slander | <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability | <input type="checkbox"/> 820 Copyrights | <input type="checkbox"/> 450 Commerce/ICC Rates/etc. |
| <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment | <input type="checkbox"/> 330 Federal Employers' Liability | <input type="checkbox"/> 370 Other Fraud | <input type="checkbox"/> 830 Patent | <input type="checkbox"/> 460 Deportation |
| <input type="checkbox"/> 151 Medicare Act | <input type="checkbox"/> 340 Marine | <input type="checkbox"/> 371 Truth in Lending | <input type="checkbox"/> 840 Trademark | <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations |
| <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) | <input type="checkbox"/> 345 Marine Product Liability | <input type="checkbox"/> 380 Other Personal Property Damage | SOCIAL SECURITY | <input type="checkbox"/> 810 Selective Service |
| <input type="checkbox"/> 153 Recovery of Overpayment of Veterans Benefits | <input type="checkbox"/> 350 Motor Vehicle | <input type="checkbox"/> 385 Property Damage Product Liability | <input type="checkbox"/> 861 HIA (13958) | <input type="checkbox"/> 850 Securities/Commodities Exchange |
| <input type="checkbox"/> 160 Stockholders Suits | <input type="checkbox"/> 355 Motor Vehicle Product Liability | | <input type="checkbox"/> 862 Black Lung (923) | <input type="checkbox"/> 875 Customer Challenge 12 USC |
| <input type="checkbox"/> 190 Other Contract | <input type="checkbox"/> 360 Other Personal Injury | | <input type="checkbox"/> 863 DIWC/DIW (405(g)) | <input type="checkbox"/> 891 Agricultural Acts |
| <input type="checkbox"/> 195 Contract Product Liability | | | <input type="checkbox"/> 864 SSID Title XVI | <input type="checkbox"/> 892 Economic Stabilization Act |
| REAL PROPERTY | CIVIL RIGHTS | PRISONER PETITIONS | <input type="checkbox"/> 865 RSI (405(e)) | <input type="checkbox"/> 893 Environmental Matters |
| <input type="checkbox"/> 210 Land Condemnation | <input type="checkbox"/> 441 Voting | <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus | FEDERAL TAX SUITS | <input type="checkbox"/> 894 Energy Allocation Act |
| <input type="checkbox"/> 220 Foreclosure | <input type="checkbox"/> 442 Employment | <input type="checkbox"/> 530 General | <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) | <input type="checkbox"/> 895 Freedom of Information Act |
| <input type="checkbox"/> 230 Rent Lease & Ejectment | <input type="checkbox"/> 443 Housing/Accommodations | <input type="checkbox"/> 535 Death Penalty | <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609 | <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice |
| <input type="checkbox"/> 240 Tort to Land | <input type="checkbox"/> 444 Welfare | <input type="checkbox"/> 540 Mandamus & Other | | <input type="checkbox"/> 950 Constitutionality of State |
| <input type="checkbox"/> 245 Tort Product Liability | <input type="checkbox"/> 440 Other Civil Rights | <input type="checkbox"/> 550 Civil Rights | | <input type="checkbox"/> 890 Other Statutory Actions |
| <input type="checkbox"/> 290 All Other Real Property | | <input type="checkbox"/> 555 Prisoner Conditions | | |

VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

- 1 Original Proceeding 2 Removal from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from another district (specify) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judgment

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23

DEMAND \$

Check YES only if demanded in complaint:

JURY DEMAND: YES NO

VIII. RELATED CASE(S) IF ANY (See Instructions): JUDGE

Docket Number

DATE 4/18/2008

SIGNATURE OF ATTORNEY OF RECORD

R. Mullis